



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1645

Applicant: Thomas Koehler
Serial No: 09/786,072 Art Unit: 1645
Filing Date: March 14, 2002

Title: REACTION CHAMBERS COATED WITH DEFINED
CONCENTRATIONS OF NUCLEIC ACIDS, METHOD FOR
THE PRODUCTION AND USE THEREOF

Examiner: Strzelecka, Teresa E

RECEIVED

JAN 24 2003

TECH CENTER 1600/2900

January 17, 2003

Attorney's Docket No.: WEH204

TRANSMITTAL LETTER

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

SIR:

Transmitted herewith for filing is:

<X> RESPONSE TO THE OFFICE COMMUNICATION CONCERNING THIS APPLICATION
OR PROCEEDING. AMENDMENT dated January 17, 2002

() Enclosed is a check to cover the fee in the amount of \$---.

(X) The applicant hereby petitions the Commissioner of Patents and Trademarks to extend the time for response to any Office Action outstanding in the above captioned matter as necessary to avoid abandonment of the application. Please charge my deposit account No.11-0224 in the amount required to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to the above account.

(X) The Commissioner is hereby authorized to charge any fees under 35 U.S.C. 1.16, and 1.17, after a mailing of a Notice of Allowance under 35 USC 1.18 or any additional fees which may be required during the entire pendency of the application, or credit any overpayment, to Acct. No.11-0224. A duplicate copy of this sheet is enclosed. If and only if account funds should be insufficient, immediately contact our associate, Lisa Zumwalt, at (703)415-0579, who will pay immediately to avoid deprivation of rights.

() Please charge my Deposit Account No.11-0224 in the amount of \$ _____. A duplicate copy of this sheet is enclosed.

A signature or signatures required for the above recited document(s) is (are) provided herebelow. Such signature(s) also provide(s) ratification for any required signature appearing to be defective in the above recited document(s).

Horst M. Kasper, 13 Forest Drive, Warren, N.J.07059
Reg. No. 28,559 Tel.(908)757-2839

Mailing Certification:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231,

on 17 JAN 2003

Signature  Date 17 JAN 2003

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WEH204R6

**RESPONSE TO THE OFFICE COMMUNICATION CONCERNING
THIS APPLICATION OR PROCEEDING.
AMENDMENT**

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

SIR:

This is in response to the "Office communication concerning this application or proceeding" mailed on December 19, 2002 and stating time period of one (1) month or thirty (30) days from the mailing date of this notice to submit an amendment in compliance with 37 CFR 1.121 .

The above Communication states:

The reply filed on August 12, 2002 (in response to the Notice of Non-Compliant Amendment of July 5, 2002) is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

a) Amendment filed on April 18, 2002, in which parts of the specification and claims 1-17 were amended, was non-compliant because it did not contain the clean version of the changes to specification and did not contain the clean version of the changes made to claims. Consequently, the amendment was not entered, i.e. neither the specification nor the claims were amended. In addition, the Applicants arguments were not considered.

b) The current reply contained clean version of the amended claims, but did not contain a clean version of the specification changes. Therefore, if Applicants desire that the amendments to the specification to be entered, a reply to this notice should contain clean version of the specification changes. The arguments, as provided in the non-compliant amendment, should also be included in the response. See 37 CFR 1.111.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction. in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

In response to the Notice of Non-Compliant Amendment the applicants respectfully submit herewith the following items :

<X> a clean version of the changes to the specification

<X> the arguments, as provided in the non-compliant amendment

(Remarks)